IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 23RD MARCH 2007 / 2ND CHAITHRA 1929

Bail Appl..No. 1753 of 2007()

CRIME NO.1180/2006 OF CENTRAL POLICE STATION, ERNAKULAM

PETITIONER

BABU THOMAS,MANAGING PARTNER,BHARATH AGENCIES,PUTHIYA ROAD,THAMANAM P.0,COCHIN-32.

BY ADV. SRI.P.K.SOYUZ

RESPONDENTS: RESPONDENT

STATE OF KERALA REPRESENTED BY PUBLIC PROSECUTOR HIGH COURT OF KERALA,ERNAKULAM.

BY PUBLIC PROSECUTOR K.S.SIVAKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 23/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

Bail Application No. 1753/2007

Dated this 23rd day of March, 2007

O R D E R

The petitioner, who is the first accused in Crime No.1180/2006 of Central Police Station, Ernakulam, for offences punishable under Sections 120B, 406 and 420 IPC, seeks anticipatory bail.

2. The learned Public Prosecutor opposed the application submitting inter alia that the Civil Supplies Corporation has sustained huge loss on account of the non replacement of the medicines and that the case has been taken over by the CBCID, Ernakulam as 39/CR/07.

3. Considering the factual details furnished by the petitioner and the other circumstances of the case, even though I am not inclined to grant anticipatory bail, I am inclined to permit the petitioner to surrender before the Investigating Officer for the purpose of interrogation and then to have his application for regular bail ordered by the Magistrate concerned.

4. Accordingly the petitioner is directed to surrender before the Investigating Officer on any day between 28.3.2007

and 30.3.2007 for the purpose of interrogation and recovery of incriminating materials if any. The petitioner shall, thereafter, be produced on the same day before the Magistrate concerned, who shall release the petitioner on bail on appropriate conditions, including one obliging the petitioner to make himself available for interrogation as and when required by the police.

The application is disposed of as above.

V.RAMKUMAR,
JUDGE

mrcs